

# HUMAN SERVICES DEPARTMENT[441]

## Adopted and Filed Emergency After Notice

Pursuant to the authority of Iowa Code section 249A.4, the Department of Human Services amends Chapter 92, "IowaCare," Iowa Administrative Code.

This amendment adjusts the premiums for medical assistance benefits under the IowaCare program to reflect the revised 2013 Federal Poverty Levels (FPLs) based on income for the household size.

IowaCare members with income over 150 percent of the FPL will have their premium amount adjusted at their next eligibility review on and after April 1, 2013, to adjust for the changes to the 2013 FPL.

IowaCare applicants who are approved for eligibility effective on and after April 1, 2013, will have their premium assessment calculated based on the new premium scale.

Notice of Intended Action on this amendment was published as **ARC 0638C** in the Iowa Administrative Bulletin on March 6, 2013. The Department received no comments on this amendment. This amendment is identical to the one published under Notice of Intended Action.

Pursuant to Iowa Code section 17A.5(2)"b"(2), the Council on Human Services finds that the normal effective date of this amendment, 35 days after publication, should be waived and the amendment made effective May 8, 2013. The implementation period can be waived because the amendment confers a benefit on the public by ensuring accurate implementation of current federal policy.

This amendment does not provide for waivers in specific situations because all members should be subject to the same sliding scale for IowaCare premiums. Requests for the waiver of any rule may be submitted under the Department's general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code section 249A.4.

This amendment became effective May 8, 2013.

The following amendment is adopted.

Amend paragraph **92.7(1)"a"** as follows:

*a.* The monthly premium is based on the household's countable monthly income as a percentage of the federal poverty level for a household of that size. If there is more than one IowaCare member in a household, a single premium is established for coverage of all of the members in the household. Subject to the annual update pursuant to paragraph 92.7(1)"b," for certification periods beginning on or after April 1, ~~2012~~ 2013, premiums are as follows:

When there is one IowaCare member in the household and the household's income is at or below:	The member's premium amount is:
150% of federal poverty level	\$0
160% of federal poverty level	<del>\$51</del> <u>52</u>
170% of federal poverty level	<del>\$55</del> <u>56</u>
180% of federal poverty level	<del>\$58</del> <u>59</u>
190% of federal poverty level	<del>\$61</del> <u>62</u>
200% of federal poverty level	<del>\$65</del> <u>66</u>

When there are two or more IowaCare members in the household and the household's income is at or below:	The household's premium amount is:
150% of federal poverty level	\$0
160% of federal poverty level	<del>\$69</del> <u>70</u>
170% of federal poverty level	<del>\$73</del> <u>74</u>
180% of federal poverty level	<del>\$78</del> <u>79</u>
190% of federal poverty level	<del>\$82</del> <u>83</u>
200% of federal poverty level	<del>\$86</del> <u>87</u>

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 5/29/13.